

STATE OF INDIANA     )  
                                  ) SS:  
COUNTY OF MARION    )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 10133-AD11-0303-006

Benjamin J. Kanable                     )  
  )  
Respondent                                )  
  )  
9424 E. North A Street                 )  
Forest IN 46039                         )  
  )  
Type of Agency Action: Enforcement    )

**FILED**

MAR 10 2011

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Indiana Department of Insurance (“Department”) and Benjamin J. Kanable, an applicant for an Indiana resident insurance producer license, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s license application, and which has been submitted to the Commissioner of Insurance (the “Commissioner”) for approval.

The Commissioner, after reviewing the Agreed Entry, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry as if fully set forth as attached as Exhibit A herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

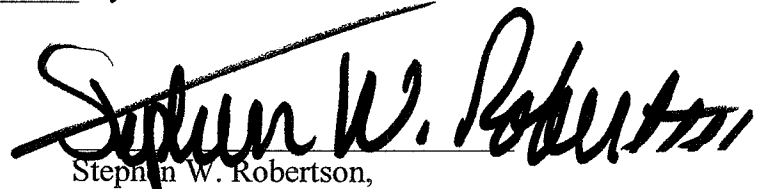
IT IS THEREFORE ORDERED by the Commissioner of Insurance:

1. Respondent has on outstanding state income tax liability in violation of Indiana Code 27-1-15.6-12(b)(14).
2. The Department will issue the Respondent with a Resident Insurance Producer License on a Probationary basis. The terms of the probation are as follows.

Respondent will enter into a formal agreement and payment plan with the Indiana Department of Revenue to resolve his outstanding income tax liability within sixty (60) days of this Commissioner's Final Order. Respondent will abide by the terms and conditions of his agreement with the Indiana Department of Revenue for the payment of his income tax liability.

3. Once the Respondent has completed the payment of his income tax liability, his probationary status will expire.
4. If Respondent fails to comply with the agreement with the Indiana Department of Revenue this Department may pursue further administrative action, up to and including permanent revocation of his license.
5. The Department agrees to accept Respondent's compliance with the terms of this Final Order as full resolution of the issues regarding Respondent's producer license application.

ALL OF WHICH IS ORDERED this 10<sup>th</sup> day of March 2011.

A handwritten signature in black ink, reading "Stephen W. Robertson", is written over a horizontal line.

Stephen W. Robertson,  
Commissioner  
Indiana Department of Insurance

Distribution:

Nikolas P. Mann  
**INDIANA DEPARTMENT OF INSURANCE**  
311 West Washington Street, Suite 300  
Indianapolis, Indiana 46204-2787

Benjamin J. Kanable  
9424 E. North A Street  
Forest IN 46039

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER:10133-AD11-0303-006

IN THE MATTER OF:

Benjamin J. Kanable

Respondent

9424 E. North A Street  
Forest IN 46039

Type of Agency Action: Enforcement

**FILED**

MAR 10 2011

STATE OF INDIANA  
DEPT. OF INSURANCE

**AGREED ENTRY**

This Agreed Entry is executed by Nikolas P. Mann, Attorney for and on behalf of the State of Indiana, Department of Insurance ("Department"), and Benjamin J. Kanable, an applicant for a resident insurance producer license. This Agreed Entry is subject to the review and approval of the Commissioner of the Indiana Department of Insurance.

WHEREAS, Respondent is a resident of Indiana; and,

WHEREAS, Respondent applied for a Resident Producer License on February 15, 2011; and,

WHEREAS, Respondent disclosed an outstanding state income tax liability on his application; and,


WHEREAS, the Department and Respondent desire to settle the issues without a hearing;

IT IS THEREFORE, NOW AGREED by and between the parties as follows:

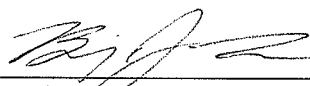
1. The Commissioner has jurisdiction over the subject matter of and the parties to this Agreed Entry.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives his right to a public hearing.
4. Respondent voluntarily and freely waives his right to petition for judicial review of this agreement and the Commissioner's Final Order.
5. Respondent has on outstanding state income tax liability in violation of Indiana Code 27-1-15.6-12(b)(14).
6. The Department will issue the Respondent with a Resident Producer License on a Probationary basis. The terms of the probation are as follows. Respondent will enter into a formal agreement and payment plan with the Indiana Department of Revenue to resolve his outstanding income tax liability within sixty (60) days of the Commissioner's Final Order. Respondent will abide by the terms and conditions of his agreement with the Indiana Department of Revenue for the payment of his income tax liability.
7. Once the Respondent has completed the payment of his income tax liability, his probationary status will expire.
8. If Respondent fails to comply with the agreement with the Indiana Department of Revenue this Department may pursue further administrative action, up to and including permanent revocation of his license.

9. The Department agrees to accept Respondent's compliance with the terms of this agreement as full resolution of the issues regarding Respondent's producer license application.
10. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Agreed Entry by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation in or resolution of these proceedings.
11. Respondent has carefully read and examined this agreement and fully understands its terms.

3/8/11  
Date Signed

  
Nikolas P. Mann, Attorney  
Indiana Department of Insurance

3/4/11  
Date Signed

  
Benjamin J. Kanable, Respondent

STATE OF INDIANA )  
COUNTY OF Marion ) SS:

Before me a Notary Public for Marion County, State of Indiana,  
personally appeared Benjamin J. Kanable, and being first duly sworn by me upon his  
oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 4<sup>th</sup> day of March, 2011.

Signature

James M. Coop  
Printed

My Commission expires: 9-2-17

County of Residence: Johnson

